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Attorneys for Defendant / Counter-Claimant
BYTEDANCE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

YINTAO YU, an individual,
Plaintiff,

vs.

BYTEDANCE INC., a Delaware corporation;
SHUYI (SELENE) GAO, an individual,
Defendants.

BYTEDANCE INC., a Delaware
Corporation,

Counter-Claimant

vs.

YINTAO YU, an individual,
Counter-Defendant.

Case No. 3:23-cv-04910-SI

**NOTICE OF MOTION AND MOTION FOR
SANCTIONS AGAINST CHARLES JUNG
AND JAIME DORENBAUM**

[Originally San Francisco Superior Court
No. CGC-23-608845]

Date: April 11, 2025
Time: 10:00 a.m.
Location: Ctrm. 1,
450 Golden Gate Ave.
San Francisco, CA 94102

ADDITIONAL COUNSEL

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SHUYI (SELENE) GAO

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on April 11, 2025, at 10:00 a.m., or as soon thereafter as the Motion may be heard in Courtroom 1 of the United States District Court for the Northern District of California, San Francisco Courthouse, 450 Golden Gate Avenue, San Francisco, California 94102, Defendants ByteDance Inc. (“BDI”) and Shuyi Gao (collectively, “Defendants”) will and hereby do move this Court for an Order sanctioning Charles Jung and Jaime Dorenbaum (collectively, “Yu’s Counsel”) pursuant to 28 U.S.C. § 1927 and/or this Court’s inherent powers.

Defendants request monetary sanctions in an amount of at least of \$6,280,077.38 and any other sanction this Court deems appropriate against Jung and Dorenbaum because they unreasonably and vexatiously multiplied the proceedings in this case by, amongst other things: (1) failing to conduct any investigation or perform any due diligence regarding the anonymous declarant; (2) making false representations and/or reckless misrepresentations—some under penalty of perjury—to this Court including but not limited to those regarding the anonymous declarant; (3) engaging in tactical maneuvers designed to avoid the arbitration process to which their client Yintao (Roger) Yu expressly consented during his employment with BDI and ultimately voluntarily submitted his claims; and (4) attempting to excuse their misconduct with more misrepresentations rather than correct their meritless positions.

Though the Court granted terminating sanctions (ECF 246), judgment has not been entered in light of the ongoing binding arbitration and hence this Motion is timely under Civ. L.R. 7-8 (d).

This Motion is based on this Notice, the accompanying Memorandum of Points and Authorities, Declaration of Charles O. Thompson, Proposed Order, the papers and records on file herein, any oral argument, and such other evidence as this Court may deem appropriate to consider.

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Respectfully submitted,

DATED: March 6, 2025

GREENBERG TRAURIG, LLP

By 

Charles O. Thompson

David S. Bloch

Anthony E. Guzman II

Melissa J. Kendra

Attorneys for Defendant

BYTEDANCE INC.